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DIEBOLD INC. and PREMIER ELECTION  
SOLUTIONS, INC.  
9

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12

13 ARTIFEX SOFTWARE INC.,

14 Plaintiff,

15 v.

16 DIEBOLD INC., an Ohio corporation,  
PREMIER ELECTION SOLUTIONS, INC.,  
17 a Delaware corporation,

18 Defendants.

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Attorneys for Plaintiff  
ARTIFEX SOFTWARE, INC.

Case No. C 08-04837 EMC SC

**STIPULATION EXTENDING TIME  
TO RESPOND TO COMPLAINT**

20 IT IS HEREBY STIPULATED AND AGREED between Plaintiff Artifex Software Inc.  
21 ("Plaintiff") and Defendants Diebold Inc. and Premier Election Solutions, Inc. (together  
22 "Defendants"), by and through their undersigned counsel, that pursuant to Northern District Civil  
23 Local Rule 6-1(a), Defendants shall have until January 30, 2009 to file their answer or otherwise  
24 respond to Plaintiff's Complaint in this matter.

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1           **IT IS SO AGREED AND STIPULATED.**

2           Dated: January 23, 2009

JONES DAY

4           By: /s/ Gregory L. Lippetz  
5           Gregory L. Lippetz

6           Attorneys for Defendant  
7           DIEBOLD INC. and PREMIER ELECTION  
8           SOLUTIONS, INC.

9           In accordance with General Order No. 45, Rule X, the above signatory attests that  
10          concurrence in the filing of this document has been obtained from the signatory below.

11          Dated: January 23, 2009

O'MELVENY & MYERS LLP

12          By: /s/ Darin W. Snyder  
13          Darin W. Snyder

14          Attorneys for Plaintiff  
15          ARTIFEX SOFTWARE INC.

